

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2007-000341

08/27/2007

JUDGE PRO TEM KENNETH L. FIELDS

CLERK OF THE COURT  
T. Fenton  
Deputy

IN RE THE MATTER OF  
MAURICIO SOTO

GREGG R WOODNICK

AND

TINA MARIE KLEITZ

TINA MARIE KLEITZ  
2995 S MOUNTAIN AVE APT 8  
SAN BERNARDINO CA 92404-0000

CONCILIATION SERVICES-CCC  
FAMILY COURT SERVICES-CCC

TRIAL SETTING

3:32 p.m. Courtroom 602. This is the time set for a Resolution Management Conference. Petitioner/Father is present with counsel, Gregg R. Woodnick. Respondent/Mother is present telephonically on her own behalf.

A recording of this proceeding is made by CD (FTR) in lieu of a court reporter.

**IT IS ORDERED** directing the courtroom clerk to update Respondent/Mother's address in ICIS as stated this date on the record in open Court.

Counsel for Petitioner/Father presents statements to the Court.

Respondent/Mother presents statements to the Court.

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Pursuant to the stipulation of the parties and good cause appearing,

**IT IS ORDERED** that each party will retain the vehicle currently in their possession and be responsible for any liens or encumbrances thereon.

It appearing to the Court that there exists one or more contested issues pertaining to the custody and/or parenting time of the minor children, the Court having determined that this is an appropriate matter to be referred to Conciliation Services for a non-confidential Parenting Conference, and the Court having contacted Conciliation Services in open Court to determine a time for the conference,

**IT IS ORDERED** referring the parties to Conciliation Services for a non-confidential Parenting Conference on **October 29, 2007 at 8:00 a.m.**

**IT IS FURTHER ORDERED** that immediately following this hearing the Petitioner/Father and his attorney shall report to Conciliation Services to complete the required documents.

The parties shall comply with all instructions and directives issued by Conciliation Services.

**IT IS FURTHER ORDERED** that no party may notice any deposition of any staff member of Conciliation Services for any purpose without first obtaining permission from this division.

Should you fail to appear for your scheduled Parenting Conference appointment, the Court may impose sanctions and/or require that you participate in private services.

**IT IS FURTHER ORDERED** setting Trial in this matter as follows:

**IT IS ORDERED** with regard to discovery and disclosure requirements as follows:

1. Both parties shall complete all disclosure requirements required by Rules 49 and 50, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits on or before **December 17, 2007**.

2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed no later than **December 17, 2007**.

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3. Counsel and both parties shall personally meet, face to face, at least five (5) days prior to trial to conduct settlement discussions, prepare a Joint Pre-trial Statement, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.

4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution, company, business, medical or health care provider or employer possessing any relevant information.

If a party is forced to incur attorney's fees or other costs to obtain documents or records by subpoena or other legal process after reasonable request of the other party to obtain such information in a more efficient or economical manner, the Court will consider a request for payment or reimbursement of such fees and costs at the time of trial.

Both parties agree that a trial of two (2) hours is sufficient to resolve all of the remaining issues in this case.

**IT IS ORDERED** setting Trial to the Court on **January 15, 2008 at 9:00 a.m.**  
(2 hours total allowed) in this Division at:

Maricopa County Superior Court  
Central Court Building  
201 W. Jefferson  
Courtroom #602  
Phoenix, AZ 85003

**ISSUES TO BE HEARD:**

- 1. Custody**
- 2. Child Support**
- 3. Parenting Time**
- 4. Spousal Maintenance**
- 5. Issues involving the 1997 Jeep Cherokee vehicle**

NOTE: All Court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting the division three (3) court business days before the scheduled hearing.

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Pursuant to Rule 77(C)(5), Arizona Rules of Family Law Procedure, each party will be allowed one-half of the available time to present all direct, cross, redirect examination and any argument. The parties are expected to complete the trial in the allotted time, and the time will not be extended absent a motion granted by the Court and filed at least thirty (30) days prior to trial setting forth good cause to extend the time and specifically including a list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness.

**IT IS FURTHER ORDERED** that the parties shall file and provide this Division with a copy of a Joint Pretrial Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than **five (5)** days prior to trial.

**IT IS FURTHER ORDERED** that the Joint Pretrial Statement shall include:

1. A current Affidavit of Financial Circumstances completed by each party.
2. If there are disputed custody, access or visitation issues, a specific proposal for custody and parenting time.
3. If there are disputed child support issues, a current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.
4. If the parties have a natural or an adopted minor unemancipated child in common, proof of compliance with the Parental Education Program requirements of A.R.S. § 25-351 et seq.
5. If there are disputed issues regarding division of property, a current and detailed Inventory of Property and Debts, together with a summary proposal by each party as to how the property and assets should be divided. If possible, the court prefers a one-page statement of all property except personal property items valued at less than \$500.00 each.
6. If spousal maintenance is requested and disputed, each party shall state the amount and duration of spousal maintenance requested.
7. If division of debts is an issue, the parties shall prepare and exchange a list of all debts, including creditor's name, amount of debt, monthly payment amount, the reason the debt was incurred, who should pay the debt, and all of the information required by A.R.S. § 25-318(H).

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8. If there is a disputed issue regarding the payment of attorney's fees by either party, an affidavit of the attorney's fees claimed submitted in accordance with the requirements of Rule 78(D), Arizona Rules of Family Law Procedure.

**IT IS FURTHER ORDERED** that the failure of counsel or any party to appear at the time of trial, or to timely present the Joint Pretrial Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 76(D), Arizona Rules of Family Law Procedure and Local Rules 6.2(e) and 6.9(b), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

**IT IS FURTHER ORDERED** that counsel for both parties are reminded that if either party has exhibits to be marked, all exhibits shall be delivered to the Clerk of this Division **at least five (5) business days prior to trial, which is January 8, 2008.** Duplicate exhibits shall not be presented. The parties shall also provide the Court and the adverse party with a separate copy of all exhibits. **All exhibits shall be hand-delivered directly to this Division located in Suite 6C of the Central Court Building on or before January 8, 2008 or the exhibits will not be allowed to be marked for identification or utilized at trial. Exhibits shall not be delivered to the mailbox or to Court Administration.**

**IT IS FURTHER ORDERED** that the parties shall indicate in the Joint Pretrial Statement which exhibits they have agreed will be admissible at trial as well as any specific objections that will be made to any exhibit if offered at trial which is not agreed to be admitted. Reserving all objections to the time of trial will not be permitted. At the time of trial all exhibits that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pretrial Statement shall be summarily admitted.

**IT IS FURTHER ORDERED** that any party filing a request for findings of fact and conclusions of law pursuant to Rule 82, Arizona Rules of Family Law Procedure, shall submit proposed findings of fact and conclusions of law to this Division no later than 30 days prior to trial. Any controverting findings of fact and conclusions of law proposed by the adverse party shall then be submitted no later than 10 days prior to trial.

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court as required by Rule 70, Arizona Rules of Family Law Procedure.

Continuances, postponements and schedule changes will not ordinarily be granted. Any postponement or change will be granted only in accordance with appropriate rules, based on a showing of good cause, and requires the express written approval of the Court.

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3:52 p.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes.  
A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.